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May 31 2023

Mark B. Busby
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
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11 IN RE: SOCIAL MEDIA ADOLESCENT
12 ADDICTION/PERSONAL INJURY
13 PRODUCTS LIABILITY LITIGATION

MDL No. 3047

CASE NO.: 4:22-md-03047-YGR

Honorable Yvonne Gonzalez Rogers
Honorable Thomas S. Hixson

14 This Document Relates to:
15 **ALL ACTIONS**
16

**[PROPOSED] ORDER RE THIRD
PARTY PRESERVATION NOTICE**

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18 This Order regarding Third-Party Preservation Notice applies in all actions currently in
19 MDL No. 3047, *In Re: Social Media Adolescent Addiction/Personal Injury Products Liability*
20 *Litigation*, or hereafter added or transferred to MDL No. 3047, and all actions later sent back to
21 their respective transferor courts (collectively, “this Litigation”).

22 1. To facilitate the preservation of relevant user account information, the parties have
23 negotiated and filed with the Court an agreed-upon Plaintiff User Account Preservation Form,
24 ECF 269-1 (“PPF”).

25 2. Third-Party Notice. To the extent a Plaintiff requests preservation of an account
26 opened and used primarily by a user other than the Plaintiff User (a “Third-Party Account”) using
27 the PPF (ECF 269-1, ¶ J), the Plaintiff User shall provide written notice to such Third-Party

28 **[PROPOSED] ORDER RE THIRD-PARTY
PRESERVATION NOTICE**

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1 Account holder(s) of their preservation request within 5 business days of serving the PPF.

2 3. Exception for Good-Faith Safety Concerns. A Plaintiff User need not provide
3 notice to a Third-Party Account holder if the Plaintiff User in good faith believes that providing
4 notice would present a safety risk to the Plaintiff or others.

5 4. Correction of Errors. To the extent a Plaintiff User discovers any errors in the
6 Third-Party Account Identifying Information provided to a Defendant in a PPF, Plaintiff shall
7 promptly notify the Defendant and provide a corrected PPF with the revised Account Identifying
8 Information.

9 **IT IS SO ORDERED.**

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11 DATED: May 31, 2023



MAGISTRATE JUDGE THOMAS S. HIXSON

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